

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 99-007

RESCISSION OF SITE CLEANUP REQUIREMENTS (ORDER NO. 94-097) FOR:

CITY OF SUNNYVALE
SUNNYVALE CORPORATION YARD

for the property located at

221 COMMERCIAL STREET
SUNNYVALE
SANTA CLARA COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter the Board), finds that:

1. **Regional Board Orders:** The Board adopted site cleanup requirements for the Sunnyvale Corporation Yard (SCY) on August 17, 1994 (Order No. 94-097).
2. **Summary of Investigation and Remediation Activities:** Under the site cleanup requirements, the City of Sunnyvale was required to submit a chemical use history report, implement a remedial investigation and remedial actions, and monitor groundwater. The City of Sunnyvale has complied with the site cleanup requirements, with the exception of implementation of remedial actions.
3. **Basis for Rescission:** The technical rationale for this order no longer exists and the order should be rescinded. The most recent data onsite and offsite indicate that the VOC groundwater pollution plume beneath the site is most likely the result of off-site, upgradient releases of VOCs, as opposed to an on-site source. The most likely offsite source is the Mohawk Labs site at 932 Kifer Road, located south of the Sunnyvale Corporation Yard. Under site cleanup requirements (Order Nos. 97-112 and 97-113, adopted by the Board on September 17, 1997), Mohawk Labs and its parent company, NCH Corporation, are required to investigate and remediate the extent of its plume within subunits 1 and 2 of the Commercial Street Operable Unit. Subunit 1 includes a portion of the Sunnyvale Corporation Yard (refer to Figure 1).

4. **CEQA:** This action rescinds an order to enforce the laws and regulations administered by the Board. As such, this action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15321 of the Resources Agency Guidelines.
5. **Notification:** The Board has notified the discharger and all interested agencies and persons of its intent under California Water Code Section 13304 to rescind site cleanup requirements for the discharge, and has provided them with an opportunity to submit their written comments.

IT IS HEREBY ORDERED, pursuant to Section 13304 of the California Water Code, that Order No. 94-097 is rescinded.

March 16, 1999

Date

Loretta K. Barsamian
Loretta K. Barsamian
Executive Officer